

[PROPOSED AMENDED] Rule 1015-1

JOINT ADMINISTRATION OF CASES

(a) **Joint Petition by Husband and Wife.** If a husband and a wife file a joint petition, or if an involuntary petition is filed against a husband and a wife, the trustee shall administer their estates jointly without order of the court. If the trustee, a debtor or any other party in interest desires that the trustee administer the estates separately, that party may move for an order of separate administration.

(b) **Joint Administration Generally.** Except in the case of a joint petition by husband and wife, a party seeking joint administration shall file a motion for joint administration. A motion for joint administration filed in a Chapter 11 case may be considered with or without a hearing at the Court's discretion.

(c) **Manner of Joint Administration.** Jointly administered cases shall be administered as follows:

(1) **Designation of Lead Case.** The earliest filed case assigned to a judge shall be designated in the joint administration order as the "lead case," except as otherwise ordered by the Court.

(2) **Captions.** All papers shall be captioned with the name and case number of the lead case name followed by the words ("Jointly Administered with") beneath the case number, and shall include the case names and numbers of each case that is subject to joint administration, unless otherwise ordered. However, a proof of claim shall indicate only the case name and number of the case in which the claim is filed. The caption shall not use the word "Consolidated" to refer to joint administration.

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
DIVISION

In re:

ABC Company, Inc.,

Chapter 11

Case No. 8:10-bk-00001-XXX

Jointly Administered with

ABC Holding Co.

Case No. 8:10-bk-00002-XXX

ABC Operating Co.

Case No. 8:10-bk-00003-XXX

Debtors.

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(3) **Docket.** With such exceptions as may be determined by the Court, a single case docket shall be maintained after the entry of the order for joint administration

under the case number of the case designated in the joint administration order as the “lead case.”

(4) ***Claims.*** A separate claims register shall be maintained for each case. A separate claim must be filed in each jointly administered case in which a creditor asserts a claim.

(5) ***Monthly Reports.*** The joint administration order shall specify whether separate monthly reports are to be filed in each jointly administered case or whether a consolidated monthly report is to be filed in the lead case.

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### ***Notes of Advisory Committee***

#### ***2011 Amendment***

The 1997 Amendment added language now set forth in subsection (a) of this rule. The 2010 amendment provides clarification as to motions to jointly administer estates of persons other than married petitioners.

This amendment provides detailed procedures on the joint administration of cases. Local Bankruptcy Rule 9004-2 has also been amended to conform to this amendment. The addition of headings and subheadings is a stylistic rather than substantive change.

#### ***1997 Amendment***

This amendment conforms the existing Local Rules to the uniform numbering system prescribed by the Judicial Conference of the United States and to the model system suggested and approved by the Advisory Committee on Bankruptcy Rules of the Judicial Conference’s Committee on Rules of Practice and Procedure. In renumbering the Local Rules to conform to the uniform numbering system, no change in substance is intended. This amendment is effective on April 15, 1997.

This rule was formerly Local Rule 2.05. The Advisory Committee Notes to the superseded rules may be helpful in interpreting and applying the current rules.

#### ***1995 Amendment***

New subparagraph (c) to Local Rule 2.04 adds a requirement that individuals in bankruptcy cases who are not represented by an attorney are required to file with the petition an executed statement of assistance received in connection with the filing of the case in a form available from the Clerk’s Office.

These amendments were effective on February 15, 1995.